



GAM 1651
PATENT #11/50
0008 (new) 11-26-01
001A (old)

In re Patent Application of:

Michael Z. MARTIN et al.

Examiner: Francisco Prats

Application No.: 09/578,849

Group Art Unit: 1651

Filed: May 26, 2000

Title: METHODS FOR EXTRACTION OF BIOACTIVE SUBSTANCES FROM NATURAL SUBSTANCES AND PHARMACEUTICAL PREPARATIONS MADE THEREFROM

Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT

In response to the Communication, mail dated November 1, 2001 (Paper No. 10), Applicant makes the following supplemental election.

REMARKS

In the Communication, mail dated November 1, 2001 (Paper No. 10), the examiner states that applicant's prior response was not fully responsive. Specifically, applicant is requested to make an election of species from the Markush groups of both claims 18 and 20.

Applicant provisionally elects the species methanol and the species kava root,
with traverse.

Further, applicant maintains the position set forth in the prior response, specifically, that the restriction requirement is incorrect and improper and respectfully request that the restriction requirement and species restriction be withdrawn.

Conclusion

If any fees are believed to be due with the filing of this Response, applicant respectfully directs that any all fees including any fees for an extension of time be charged to Deposit Account No. 08-1641.

Respectfully submitted,
Heller Ehrman White & McAuliffe LLP

Dated: November 20, 2001

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